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OFFICE OF PETITIONS

In re Application of
William Moulton, Steven Wolff,
Rod Schumacher, Andrew Bryant,
Marcy Hamilton, Strath Hamilton,
and Dana Taschner
Application No. 10/027,191
Filed: December 20, 2001
Attorney Docket No. 50770
Title: FILM LANGUAGE

DECISION REFUSING STATUS
UNDER 37 CFR 1.47(a)

This is in response to the "Request for Reconsideration under 37 CFR 1.47(a)," filed June 27, 2002.

The petition is **DISMISSED**.

Rule 47 applicant is given **TWO MONTHS** from the mailing date of this decision to reply, correcting the below-noted deficiencies. Any reply should be entitled "Request for Reconsideration of Petition Under 37 C.F.R. §1.47(a)," and should only address the deficiencies noted below, except that the reply may include an oath or declaration executed by the non-signing inventor. **Failure to respond will result in abandonment of the application.** Any extensions of time will be governed by 37 C.F.R. §1.136(a).

The above-identified application was filed on December 20, 2001, with a declaration executed by joint inventors William Moulton, Steven Wolff, Rod Schumacher, Marcy Hamilton, Strath Hamilton and Dana Taschner; an added page to the declaration signed by inventor Marcy Hamilton on behalf of non-signing inventor Andrew Bryant; and a petition under §1.47(a) (and petition fee). The initial petition was dismissed for failure to submit adequate proof of the unavailability of the nonsigning inventor and for failure to submit an acceptable declaration.

On instant renewed petition, applicants replied filing a declaration executed by previously nonsigning inventor Bryant. An executed declaration by the nonsigning inventor is a proper reply to a dismissal under §1.47. However, a review of the declaration submitted reveals that it is not acceptable. As stated in the initial dismissal, an oath or declaration with non-initialized/non-dated changes is not acceptable. The declaration submitted includes non-initialized/non-dated changes to inventor Bryant's city of residence, city of mailing address and zip code. Accordingly, a new declaration is required.


Further correspondence with respect to this matter should be addressed as follows:

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Telephone inquiries related to this decision may be directed to the undersigned at (703) 305-0309.



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